

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

x

In re TALKSPACE, INC. SECURITIES : Civil Action No. 1:22-cv-00163-PGG
LITIGATION :
: CLASS ACTION

- x
: Civil Action No. 1:22-cv-00163-PGG
:
:
CLASS ACTION

SUPPLEMENTAL DECLARATION OF
ROSS D. MURRAY REGARDING NOTICE
DISSEMINATION AND REQUESTS FOR
EXCLUSION RECEIVED TO DATE

I, ROSS D. MURRAY, declare and state as follows:

1. I am employed as a Vice President of Securities by Gilardi & Co. LLC (“Gilardi”), located at 1 McInnis Parkway, Suite 250, San Rafael, California. Pursuant to this Court’s June 30, 2023 Order Granting Preliminary Approval Pursuant to Fed R. Civ. P. 23(e)(1) and Permitting Notice to the Class (“Notice Order”) (ECF 86), Gilardi was appointed as the Claims Administrator in connection with the proposed Settlement of the above-captioned action (the “Action”). I oversaw the notice services that Gilardi provided in accordance with the Notice Order.

2. I submit this declaration as a supplement to my earlier declaration, the Declaration of Ross D. Murray Regarding Notice Dissemination, Publication, and Requests for Exclusion Received to Date (the “Initial Mailing Declaration”) (ECF 94). The following statements are based on my personal knowledge and information provided to me by other Gilardi employees and if called to testify I could and would do so competently.

UPDATE ON DISSEMINATION OF THE CLAIM PACKAGE

3. As more fully detailed in the Initial Mailing Declaration, as of September 22, 2023, Gilardi had mailed or emailed 12,898 copies of the Court-approved Postcard Notice to potential Class Members and their nominees. Additionally, Gilardi received a message from one institution noting that they anticipated sending Postcard Notices via email to 29,443 potential Class Members. *See* Initial Mailing Declaration, ¶11.

4. Since September 22, 2023, Gilardi has mailed or emailed an additional 6,781 copies of the Postcard Notice in response to requests from potential Class Members, brokers, and nominees and as a result of mail returned as undeliverable for which new addresses were identified and re-mailed to those new addresses. Therefore, as of October 20, 2023, Gilardi has mailed or emailed a total of 19,769 Postcard Notices to potential Class Members and nominees.

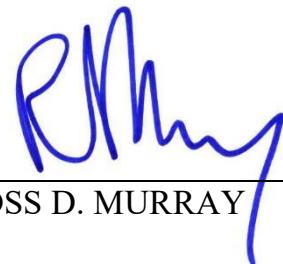
REQUESTS FOR EXCLUSION RECEIVED TO DATE

5. Pursuant to the Notice Order, the Postcard Notice and Notice informed potential Class Members that written requests for exclusion from the Class must be mailed to *Talkspace Securities Settlement*, c/o Gilardi & Co. LLC, ATTN: EXCLUSIONS, P.O. Box 5100, Larkspur,

CA 94977-5100, such that they are postmarked no later than October 9, 2023. At the time of the Initial Mailing Declaration, Gilardi reported that it had not received any requests for exclusion in connection with this Settlement. *See* Initial Mailing Declaration, ¶¶15-16.

6. Since the Initial Mailing Declaration was executed, and as of the date of this declaration, Gilardi has not received any requests for exclusion.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed this 20th day of October, 2023, at San Rafael, California.



ROSS D. MURRAY

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on October 23, 2023, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the email addresses on the attached Electronic Mail Notice List, and I hereby certify that I caused the mailing of the foregoing via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

s/ Evan J. Kaufman

EVAN J. KAUFMAN

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Mailing Information for a Case 1:22-cv-00163-PGG Baron v. Talkspace, Inc. et al**Electronic Mail Notice List**

The following are those who are currently on the list to receive e-mail notices for this case.

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)